IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CRIMINAL JURISDICTION

CONTEMP APPEAL NO. 1 OF 2007

IN

CONTEMPT PETITION NO. 37 OF 2007

IN

PUBLIC INTEREST LITIGATION NO. 47 OF 2003

Narayan s/o Namdeo Yadav
& Anr. .. Appellants.

vs.

Nashik Municipal Corporation
& Ors. .. Respondents.

Mr. P.G. Godhamgaonkar with V.N. Tayade
for the appellants.

Coram: J.N. PATEL &,
SMT. R.S. DALVI, JJ.
Date: 5TH APRIL, 2007.

P.C.

. The learned counsel for the Applicants seeks to withdraw the appeal as he proposes to exhaust the liberty which was granted to the petitioner by the Court while disposing of the PIL by its order dated 8.2.2007 as in the last para of the judgment and order

it is specifically stated :-

> "However, the petitioners shall be at liberty to apply for further orders if the aforesaid directions remain not complied with by respondent no. 1."

We, therefore, permit the appellants to withdraw the appeal and move the Bench as per the liberty granted by the Division Bench while disposing of the PIL. Appeal stands dismissed as withdrawn with liberty. No order as to costs.

(J.N. Patel, J.)

(Smt. R.S. Dalvi, J.)